

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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4 RAINBOW BUSINESS SOLUTIONS, doing  
5 business as PRECISION TUNE AUTO  
6 CARE; DIETZ TOWING, INC.; THE  
7 ROSE DRESS, INC.; VOLKER VON  
8 GLASENAPP; JERRY SU; VERENA  
9 BAUMGARTNER; TERRY JORDAN; ERIN  
10 CAMPBELL; and LEWIS BAE,

No. C 10-1993 CW  
ORDER DENYING  
PLAINTIFFS' MOTION  
TO SEAL  
(Docket No. 647)

Plaintiffs,

v.

10 MERCHANT SERVICES, INC.; NATIONAL  
11 PAYMENT PROCESSING; UNIVERSAL  
12 MERCHANT SERVICES LLC; UNIVERSAL  
13 CARD, INC.; JASON MOORE; NATHAN  
14 JURCZYK; ROBERT PARISI; ERIC  
15 MADURA; FIONA WALSHE; ALICYN ROY;  
MBF LEASING LLC; NORTHERN  
FUNDING, LLC; NORTHERN LEASING  
SYSTEMS, INC.; JAY COHEN; LEONARD  
MEZEI; SARA KRIEGER; SAM BUONO;  
and SKS ASSOCIATES, LLC,

Defendants.

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18 Plaintiffs have filed a motion to file under seal certain  
19 portions of Appendix A to their motion to lift the stay because  
20 the redacted information has been designated as confidential by  
21 Leasing Defendants.

22 Because the public interest favors filing all court documents  
23 in the public record, any party seeking to file a document under  
24 seal in connection with a non-dispositive motion must demonstrate  
25 good cause to do so. Pintos v. Pac. Creditors Ass'n, 605 F.3d  
665, 678 (9th Cir. 2010). This cannot be established simply by  
showing that the document is subject to a protective order or by  
stating in general terms that the material is considered to be

1 confidential, but rather must be supported by a sworn declaration  
2 demonstrating with particularity the need to file each document  
3 under seal. Civil Local Rule 79-5(a). If a document has been  
4 designated as confidential by another party, that party must file  
5 a declaration establishing that the document is sealable within  
6 four days of the filing of the motion to seal. Civil Local Rule  
7 79-5(e)(1).

8 Because Leasing Defendants failed to file a supporting  
9 declaration as required by Civil Local Rule 79-5(e)(1), the motion  
10 to seal is DENIED. Plaintiffs shall file an unredacted version of  
11 the document in the public record as directed by Civil Local Rule  
12 79-5(e)(2).

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14 IT IS SO ORDERED.

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16 Dated: April 4, 2016  
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CLAUDIA WILKEN  
United States District Judge